

## **Chapter 200**

### **VEHICLES AND TRAFFIC**

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[HISTORY: Adopted by the Board of Trustees of the Village of Alden 3-21-1966 as L.L. No. 3-1966 (Ch. 50 of the 1966 Code). Amended in its entirety 12-23-2004 by L.L. No. 7-2004. Subsequent amendments noted where applicable.]

#### **GENERAL REFERENCES**

Streets and sidewalks -- See Ch. 177.

Unlicensed vehicles -- See Ch. 203.

Zoning -- See Ch. 210.

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#### **§ 200-1. Definitions.**

As used in this chapter, the following terms shall have the meanings indicated:

CURBLINE -- The line of the existing curb or, if no curb shall exist on any street, the edge of the pavement at which such curb would be constructed.

**FRONT YARD** -- An open space extending the full width of the lot between a main building and the front lot line, unoccupied and unobstructed by buildings or structures from the ground upward, the depth of which shall be the least distance between the front lot line and the front of such main building. However, the term "front yard" is not intended to include all or any part of a driveway, paved or unpaved, leading either to a parking area in the side yard or rear yard or to an attached or detached garage or carport.

### **§ 200-2. Speed limits.**

Thirty (30) miles per hour is hereby established as the maximum speed at which vehicles may proceed on any street or highway, as defined in the Vehicle and Traffic Law of the State of New York, within the corporate limits of the Village of Alden, except for such areas in which a different speed is legally posted.

### **§ 200-3. Parallel parking required.**

Except where otherwise provided, all vehicles when parked in the Village of Alden shall be parked parallel to and as close to the curb as possible, as provided in § 1203 of the Vehicle and Traffic Law of the State of New York.

### **§ 200-4. Limited parking areas. [Amended 8-14-2014 by L.L. No. 6-2014]**

No person shall park any motor vehicle within the following areas of the Village of Alden except as limited below:

<b>Name of Street</b>	<b>Side</b>	<b>Location / Limitation</b>
Broadway	North	20 minute parking is limited to the following area:  1) From a point 154 feet east of the east curbline of Emerson Street eastward a distance of 20 feet.

<b>Name of Street</b>	<b>Side</b>	<b>Location / Limitation</b>
Broadway	South	<p>20 minute parking is limited to the following areas:</p> <ol style="list-style-type: none"> <li>1) From a point 110 feet east of the northwest corner of tax parcel number 108.19-4-4 eastward a distance of 40 feet.</li> <li>2) From a point 30 feet east of the east curbline of Exchange Street eastward a distance of 40 feet.</li> <li>3) From a point 30 feet east of the east curbline of Kellogg Street eastward a distance of 40 feet.</li> </ol>
Railroad Street	North	From the east curbline of Elm Street to a point 120 east of the east of the curbline of Elm Street; limited, however, to the hours between 8:00 a.m. and 4:00 p.m. Monday through Friday

**§ 200-5. Interference with processions or parades prohibited.**

No person shall drive or operate any vehicle so as to obstruct, cross through or interfere with a lawful procession, parade or funeral procession.

**§ 200-6. Main arteries designated; full stop required.**

The main arteries of travel within the village are Broadway, Exchange Street, Main Street and Crittenden Road. Any vehicle approaching any such main artery of travel shall come to a full stop unless otherwise directed by a police officer or signal.

**§ 200-7. Stop streets.**

Every driver of a vehicle shall bring his or her vehicle to a full stop and proceed only when safe before entering or crossing at the following intersections:

<b>Name of Street</b>	<b>At Intersection of</b>
Baxter Street	Irving Street
Elm Street	Railroad Street
Emerson Street	Park Street
Irving Street	Emerson Street
Kellogg Street	Railroad Street
Lafayette Drive	Colonial Woods Dr.
Lindan Avenue	Baxter Avenue
Lindan Avenue	Irving Street
Mechanic Street	Railroad Street
Mercer Drive	Baxter Avenue
North Westcott Street	Irving Street
North Westcott Street	Park Street
Park Street	Baxter Avenue
Park Street	Emerson Street

**§ 200-8. Parking prohibited in designated areas of state highways.**

No person shall, at any time, park any motor vehicle within the following areas of state highways within the Village of Alden:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Broadway	North	Between the west side of the existing walk to the Alden State Bank and the west side of the east driveway to the parking lot of said bank

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Broadway	North	Within 80 feet of the east curbline of Church Street
Broadway	North	Within 30 feet of the west curbline of Church Street
Broadway	North	Within 30 feet of the nearest curbline of Crittenden Street
Broadway	North	Within 60 feet of the east curbline of Emerson Street
Broadway	North	Within 30 feet of the west curbline of Emerson Street
Broadway	North	Within 30 feet of the west curbline of North Westcott Street
Broadway	North	Within 60 feet of the south curbline of West Main Street
Broadway	South	Between the east curbline of Elm Street and the west curbline of Mechanic Street
Broadway	South	Within 30 feet of the nearest curblines of Elm Street
Broadway	South	Within 30 feet of the nearest curblines of Exchange Street
Broadway	South	Within 30 feet of the nearest curblines of Kellogg Street
Broadway	South	Within 30 feet of the nearest curblines of Mechanic Street

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Broadway	South	Within 30 feet of the nearest curblines of Westcott Street

**§ 200-9. Parking or standing prohibited in designated areas of streets and county highways. [Amended 8-14-2014 by L.L. No. 6-2014]**

No person shall, at any time, park or stand any motor vehicle within the following areas of village streets or county highways within the Village of Alden:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Arlington Drive	East	Between the north curbline of Colonial Woods Drive and a point 30 feet north of said curbline
Church Street	East	Within 30 feet of the north curbline of Broadway
Church Street	East	Within 30 feet of the south curbline of West Main Street
Church Street	West	Within 30 feet of the north curbline of Broadway
Church Street	West	Within 30 feet of the south curbline of West Main Street
Colonial Woods Drive	North	Between a point 30 feet east of the east curbline of Arlington Drive, west to the east curbline of Arlington Drive
Crittenden Street	Both	Within 30 feet of the north curbline of Broadway

Crittenden Street	East	Between the north curbline of Park Street and the south curbline of Baxter Avenue; limited, however, to the hours between 7:00 a.m. and 4:30 p.m. on school days
Crittenden Street	West	Between the northerlymost entrance driveway of property of the Alden Central School District south to a point 160 feet north of the north curbline of Park Street; excluding a 110 foot zone in front of the building's main entrance, where 15 minute parking will be allowed, limited, however, to the hours between 7:00 a.m. and 4:30 p.m. on school days
Elm Street	West	Within 30 feet of the south curbline of Broadway
Emerson Street	Both	Within 30 feet of the north curbline of Broadway
Emerson Street	East	Between Park Street and Irving Street; limited, however, to the hours between 7:00 a.m. and 4:30 p.m. on school days
Exchange Street	Both	Between Broadway and the railroad tracks
Kellogg Street	East	Within 270 feet of the south curbline of Broadway
Kellogg Street	West	Within 40 feet of the south curbline of Broadway
Mechanic Street	Both	Within 30 feet of the south curbline of Broadway

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Park Street	South	From Crittenden Road west to the town park; limited, however, to the hours between 7:00 a.m. and 4:30 p.m. on school days
Park Street	North	From a point 195 feet west of the west curblane of Crittenden Road, west to the town park; limited, however, to the hours between 7:00 a.m. and 4:30 p.m. on school days
Park Street	North	From the east curblane of Crittenden Road eastward 50 feet to a point.
Park Street	South	From the east curblane of Crittenden Road eastward 50 feet to a point.
Park Street	North	From a point 50 east of the east curblane of Crittenden Road, 192 feet eastward to a point, limited, however, to the hours between 7:00 a.m. and 4:30 p.m. on school days.
Park Street	South	From a point 50 east of the east curblane of Crittenden Road, 192 feet eastward to a point, limited, however, to the hours between 7:00 a.m. and 4:30 p.m. on school days.
Railroad Street	North	From the east curblane of Exchange Street to a point 150 feet east of the east curblane of Exchange Street
Railroad Street	North	From the east curblane of Mechanic Street to the easternmost end of Railroad Street



<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Railroad Street	North	Within 75 feet of the west curblane of Mechanic Street
Railroad Street	South	From the east curblane of Exchange Street to a point 1,600 feet east of the east curblane of Exchange Street
Railroad Street	South	From a point 2,450 feet east of the east curblane of Exchange Street to the easternmost end of Railroad Street
Westcott Street	Both	Within 30 feet of the south curblane of Broadway
West Main Street	North	In that area beginning at a point 465 feet from the intersection of the north curblane of Broadway and the north curblane of West Main Street and extending 256 feet west from such point
West Main Street	North	Within 100 feet of the east curblane of Meadow Drive
West Main Street	South	Within 40 feet of the north curblane of Broadway
West Main Street	South	Within 30 feet of the east curblane of Church Street
West Main Street	South	Within 30 feet of the west curblane of Church Street

**§ 200-10. Parking, standing or stopping prohibited in designated areas of streets and county highways. [Amended 11-13-2008 by L.L. No. 1-2008]**

No person shall, at any time, park, stand or stop any motor vehicle within the following areas of village streets or county highways within the Village of Alden:

<b>Name of Street</b>	<b>Side</b>	<b>Location</b>
Crittenden Street	West	Within 160 feet of the north curbline of Park Street
Park Street	North	Within 195 feet of the west curbline of Crittenden Street
Slade Drive	Both	Entire length of street

**§ 200-11. Signs to be erected.**

All areas restricted under §§ 200-4, 200-8, 200-9 and 200-10 shall be indicated by appropriate signs placed on standards showing the areas herein restricted.

**§ 200-12. Weight limit for commercial vehicles.**

No commercial vehicle having an unloaded weight in excess of five thousand (5,000) pounds shall be parked or left standing on any street, highway or shoulder in the Village of Alden or on any portion of such street, highway or shoulder for more than two consecutive hours.

**§ 200-13. Seasonal parking; removal of vehicles.**

- A. No motor or other vehicle shall, from the first day of November to the following first day of April, be parked or left standing on any street or public highway in the Village of Alden between the hours of 2:00 a.m. and 6:00 a.m. The Superintendent of Public Works is hereby authorized to cause any vehicle left or parked on any street or public highway in violation of this section to be removed from such street or public highway to a vehicle impound which shall be designated by the Board of Trustees.
- B. Before any vehicle so removed to the vehicle pound shall be delivered to any person, there shall be collected by the Village Clerk's Office a sum to

be established at the annual organization meeting of the Board of Trustees<sup>1</sup> as a charge for removing such vehicle and storage of the same for the first twenty-four (24) hours or any part thereof, and an additional sum to be established as above stated for each additional twenty-four (24) hours or part thereof.

**§ 200-14. Truck exclusions.**

The driving or operation of any motor truck or truck tractor and trailer, weighing in excess of twenty thousand (20,000) pounds combined weight of truck, tractor, trailer and load, on the streets of the Village of Alden is hereby prohibited, except for the purpose of serving persons or property on said street.

**§ 200-15. School zone speed limit.**

No person shall drive at a speed exceeding fifteen (15) miles per hour during school hours as defined in the New York State Vehicle and Traffic Law when school is in session within the following areas of village streets or county highways within the Village of Alden:

<b>Name of Street</b>	<b>Location</b>
Crittenden Road	Between the southernmost point of the intersection of Park Street and Crittenden Road and the northernmost point of the intersection of Baxter Street and Crittenden Road
Park Street	Between the Town Park and 160 feet east of the east curblin of Crittenden Road

**§ 200-16. Off-street parking.**

- A. No person shall park, stand, store or leave a motor vehicle upon any publicly or privately owned premises or property, parking areas or parking lots without the consent and permission of the owner or lessees of such premises.

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<sup>1</sup> Editor's Note: See Ch. A220, Fees.

- B. To effectuate the prohibition on such premises as above described, a conspicuous sign or parking signs shall be placed at the entrance to such parking lot or parking area informing the public as to the permitted conditions of parking thereon. A sign as hereinafter described shall be deemed substantial compliance with this section:

PARKING RESTRICTED  
(six inches)

EXCEPT FOR (list persons or conditions  
permitted) ONLY  
(four inches)  
ALL OTHERS KEEP OUT  
(six inches)

UNDER PENALTY OF LAW  
§ 200-16 OF THE CODE OF  
THE VILLAGE OF ALDEN  
(two inches)

POLICE ENFORCEMENT  
(two inches)

- C. Such sign or signs shall be at least three (3) feet high by four (4) feet wide, with red lettering of a size not less than that above-indicated upon a white background. The words "police enforcement" and "under penalty of law" on such signs shall be construed, among other things, to mean a request by the owner or lessees that the police shall enforce the provisions of this section against persons parking, standing, storing or leaving vehicles on such premises without the consent of the owner or lessees and that the police are authorized to enter upon such premises to enforce the provisions of this chapter. Such sign or signs shall state the conditions of parking or the provisions authorized by the owner or lessee to use said premises for parking, or both; and persons not included within such authorization or violating the regulations and conditions set out on said signs shall be deemed to be using said premises unlawfully without the authority and consent of the owner or lessee.
- D. This section may be enforced by the police in the same manner as elsewhere provided in this chapter for the enforcement of traffic or parking ordinances, including the use of tags and any other procedure authorized by law.

- E. Proof of ownership of a vehicle shall be presumptive evidence in an action of enforcement of this section that the owner parked or caused his or her vehicle to be parked on such premises.
- F. Should premises adjoin or abut upon a building or structure whose entrances or exits open upon such parking area, no vehicle shall be left parked, standing or placed in such a manner as to obstruct such entrances or exits, and a clear unobstructed passage shall be maintained and left open from such entrance or exits to the street or public right-of-way; such passageway shall be equal in width to the width of such entrances or exits in each instance, but in no case shall be less than five feet wide, and shall permit persons to enter and leave such building or structure with safety. A sign attached to such building or structure at the place of such entrances or exits shall inform users of such parking areas as to such restrictions, and failure to obey the regulations herein contained shall be deemed a violation of this section.
- G. On demand of the police, any owner or lessee requesting police enforcement of this chapter shall furnish to the police a statement, in writing, signed by him or her or his or her agent, to the effect that a specified vehicle was unlawfully parked, stored or left upon his or her premises at a certain time or during a certain period without his or her consent or permission, and such owner or lessee shall be available to testify to such facts in court at the request of the police. Failure of an owner or lessee to comply with the request of the police as above set out shall be sufficient cause for the Chief of Police or his or her subordinates to cease enforcing this chapter at the premises of such owner or lessee who fails to give the cooperation required herein.
- H. Where an owner of premises desires to prohibit completely parking thereon, he or she may notify the public to that effect by a conspicuous sign or signs placed on said premises stating in substance:

#### NO PARKING - POLICE ENFORCEMENT

#### UNDER PENALTY OF LAW

#### § 200-16 CODE OF THE VILLAGE OF ALDEN

- I. Such sign shall be not less than two (2) feet high by three (3) feet wide, with red lettering not less than four (4) inches high upon a white

background. Any person who parks or leaves a vehicle on such posted premises shall be deemed in violation of this section.

- J. This section is enacted pursuant to the authority of § 4-412 of the Village Law of the State of New York.<sup>2</sup>

**§ 200-17. Parking in front yards.**

- A. Purpose. It is hereby resolved that the continual and habitual parking of vehicles in the front yards of lots is contrary to the goals of the Village of Alden in maintaining the quality and beauty of the property within the village. Regulation is necessary in order to prevent the deterioration of front yards to the detriment of surrounding property owners; provided, however, that nothing herein shall be construed to prevent the temporary placement of vehicles on front yards which occasionally occurs as a result of events such as family gatherings, social events and driveway repairs.
- B. Parking prohibited. Except as otherwise provided for in this chapter, the parking of automobiles, buses, motorcycles, campers, mopeds, trailers, boats or any other vehicles in the front yard of lots, as hereinafter defined, within the Village of Alden is strictly prohibited.

**§ 200-18. Penalties for offenses.**

Penalties shall be in accordance with § 1800 of the Vehicle and Traffic Law of the State of New York.

**§ 200-19. [Removed 1-27-2005 by L.L. No. 1-2005]**

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<sup>2</sup> Editor's Note: See also § 1640-a of the Vehicle and Traffic Law.